



#26F
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5/6/03

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Vogels et al.

Serial No.: 09/444,284

Filed: November 19, 1999

For: GENE DELIVERY VECTORS
PROVIDED WITH A TISSUE TROPISM
FOR SMOOTH MUSCLE CELLS, AND/OR
ENDOTHELIAL CELLS

Confirmation No.: 8464

Examiner: S. Chen, Ph.D.

Group Art Unit: 1632

Attorney Docket No.: 2578-4231US

NOTICE OF EXPRESS MAILING

Express Mail Mailing Label Number: EV348041648US

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AMENDMENT

Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Final Office Action of May 23, 2002 and the comments in the Advisory Action of November 26, 2002, please amend the referenced application as follows:



04-30-03

RCE 144
1600
#23
DIA
5/6/03

Approved for use through 10/31/2002. OMB 0651-0031
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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to:
 Mail Stop RCE
 Commissioner for Patents
 P.O. Box 1450, Alexandria, VA 22313-1450

Application Number	09/444,284
Filing Date	November 19, 1999
First Named Inventor	Vogels et al.
Art Unit	1632
Examiner Name	S. Chen
Attorney Docket Number	2578-4231US

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. 1.114**

- a. Previously submitted
 - i. Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on _____
 (Any unentered amendment(s) referred to above will be entered).
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - iii. Other _____
- b. Enclosed
 - i. Amendment/Reply
 - ii. Affidavit(s)/Declaration(s)
 - iii. Information Disclosure Statement (IDS)
 - iv. Other _____

2. **Miscellaneous**

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. 1.17(i) required)
- b. Other _____

3. **Fees** The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

- a. The Director is hereby authorized to charge any deficiency in the following fees, or credit any overpayments, to Deposit Account No. 20-1469
 - i. RCE fee required under 37 C.F.R. 1.17(e)
 - ii. Extension of time fee (37 C.F.R. 1.136 and 1.17)
 - iii. Other _____
- b. Checks in the amount of \$375.00 and \$725.00 enclosed
- c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print /Type)	Andrew F. Nilles	Registration No. (Attorney/Agent)	47,825
Signature	<i>Andrew F. Nilles</i>	Date	April 28, 2003

CERTIFICATE OF MAILING

Express Mail Label Number: EV348041648US

Date of Deposit: April 28, 2003

Person Making Deposit: Matthew Wooton

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Mail Stop RCE, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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